

ASSIGNEDSerial No. **25219**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **AUG 19 1969**

Returned to applicant for correction

Corrected application filed **AUG 19 1969** Map filed

The applicant **John Bennitt**
c/o Craig Moore
of **Denio**, County of

State of **Nevada, 89404**, hereby makes application for permission to change the
point of diversion and place of use

of water heretofore appropriated under **Permit No. 23344**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is **Underground**
(Name of stream, lake or other source.)

2. The amount of water to be changed **3.0 c.f.s.**
(Second feet, acre feet.)

3. The water to be used for **irrigation and domestic**
(If for stock state number and kind of animals.)

4. The water heretofore used for **irrigation and domestic**
(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point **in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, T.44N.,
R.31E., M.D.B.&M., from which the northeast corner of said Section 34
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
bears N. 52° 24' 30" E., 2098 feet.**

6. The existing point of diversion is located within **the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, T.44N.,
R.31E., M.D.B.&M., at a point from which the west one quarter corner
(If point of diversion is not changed, do not answer.)
of said Section 34, bears S. 46° 18' W., 1881 feet.**

7. Proposed place of use **S $\frac{1}{2}$ Section 27, T.44N., R.31E., M.D.B.&M.**
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
320 acres.

8. Existing place of use **N $\frac{1}{2}$ Section 34, T.44N., R.31E., M.D.B.&M.**
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
320 acres

9. Use will be from **January 1st** to **December 31st** of each year.
(Month) (Month)

10. Use has been from **January 1st** to **December 31st** of each year.
(Month) (Month)

11. Description of proposed works.

well, pump, pipelines and sprinklers.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$15,000.00

13. Estimated time required to construct works 1 year

14. Remarks John Bennitt has purchased the well under Permit No. 23344 as changed herein and an easement for the pipeline from Susan E. Moore.

Compared jw/hs dc/jb

Applicant John Bennitt

By s/ Walter G. Reid

Walter G. Reid

P. O. Box 474

Virginia City, Nevada, 89440

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 23344 is issued subject to the terms and conditions imposed in said Permit 23344 and with the understanding that no other rights on the source will be affected by the change proposed herein.

The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before July 9, 1970

Proof of commencement of work shall be filed before August 9, 1970

Work must be prosecuted with reasonable diligence and be completed on or before July 9, 1971

Proof of completion of work shall be filed before August 9, 1971

Application of water to beneficial use shall be made on or before July 9, 1974

Proof of the application of water to beneficial use shall be filed on or before August 9, 1974

Map in support of proof of beneficial use shall be filed on or before August 9, 1974

Commencement of work filed SEP 8 1970

Completion of work filed AUG 18 1971

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. Page

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of January,

A.D. 1970

State Engineer